

**United States District Court
Western District of Texas
Waco Division**

Profectus Technology, LLC,

Plaintiff,

v.

Google, LLC,

Defendant.

Case No. 6:20-cv-00101-ADA

JOINT STATUS REPORT REGARDING PENDING MOTIONS

In advance of the Final Pretrial Conference that is set for 9:30 a.m. on September 28, 2021, Plaintiff Profectus Technology, LLC (“Profectus”) and Google, LLC (“Google”) have met and conferred and have reached agreement on the following sequence in which the parties would like the pending motions to be considered by the Court:

Sequence	Dkt. No.	Filing Date	Title
1	101	8/24/2021	Profectus’s Partial Motion for Summary Judgment Regarding Alleged Prior Art
2	96	8/24/2021	Google’s Motion for Summary Judgment that (1) U.S. Patent No. 6,975,308 is not Entitled to the Provisional Filing Date, (2) Claims 10 and 11 are Invalid as Indefinite, and (3) Google Does not Infringe Under the Doctrine of Equivalents
3	99	8/24/2021	Profectus’s Motion to Strike Portions of the Expert Reports of Dr. Andrew Cockburn
4	91	8/24/2021	Google’s Motion for Partial Summary Judgment of Limited Pre-Suit Damages and no Willful Infringement

Sequence	Dkt. No.	Filing Date	Title
5	100	8/24/2021	Profectus's Motion to Exclude Portions of the Testimony of Defendant's Damages Expert, Lauren R. Kindler
6	94	8/24/2021	Google's Motion for Summary Judgment of Subject Matter Ineligibility Under 35 U.S.C. § 101
7	93	8/24/2021	Google's Motion to Exclude Certain Opinions by Plaintiff's Expert Dr. Mitchell A. Thornton
8	92	8/24/2021	Google's Motion to Exclude Certain Damages Opinions of Mr. Justin R. Blok Under Daubert and Federal Rule of Evidence 702

In addition, pursuant to the Amended Scheduling Order (Dkt. No. 84), the parties will be filing motions in *limine* on Tuesday, September 14, 2021.

Dated: September 10, 2021.

Respectfully submitted,

/s/ Steven E. Ross

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Certificate of Service

The undersigned certifies this document was filed electronically in compliance with Local Rule CV-5(a). As such, it was served on all counsel of record on September 10, 2021.

/s/ Steven Ross

Steven Ross